



June 29, 2013

The Probate Examiner's Office does not recommend approval of any matters:

The following cases have been continued at the request of the Petitioner or the Petitioner's attorney:

19 15CEPR01104 Stephan R. Freeman (Estate) – Continued to 07/27/2016

The following cases have been taken off calendar:

1	0316129	Lee Offield aka Lee James Offield (Estate)
7	08CEPR00337	Monica Marie Libby (CONS/P)
12	14CEPR00493	Ruth Bennetta Jackson (Estate)
14	14CEPR00657	Gabriella Krystal Simental (GUARD/E)
22	16CEPR00299	In Re the Mabrey Bennett Settlement Trust

Appearance of counsel is recommended for all remaining matters set for hearing. Thank you.

Dept. 303, 9:00 a.m. Wednesday, June 29, 2016

1 Lee Offield aka Lee James Offield (Estate) Case No. 0316129**Attorney Shahbazian, Steven (for Larry Offield – Executor)****Status Hearing for Failure to File a First Account or Petition for Final Distribution.**

DOD: 07/27/1984	LARRY OFFIELD , was appointed Executor with full IAEA authority without bond on 09/11/1984.	NEEDS/PROBLEMS/COMMENTS:
	Letters issued on 09/14/1984.	<u>OFF CALENDAR.</u>
	Inventory and Appraisal, Partial No. 1 filed 09/26/1985 shows an estate valued at \$32,500.00.	<u>Petition for Final Distribution filed 06/22/2016. Hearing set for 08/03/2016.</u>
Cont. from 011316, 032316	Final Inventory and Appraisal filed 03/22/2016 showing an estate valued at \$36,964.00	Minute Order of 01/13/2016: No appearance is necessary at the status hearing if the final Inventory and Appraisal and Petition are filed at least two court days prior.
Aff.Sub.Wit.	First Account and/or Final Distribution was due 11/1985.	
Verified	Notice of Status Hearing filed 10/14/2015 set this Status Hearing for Failure to File a First Account and/or Petition for Final Distribution.	
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LV
		Reviewed on: 06/23/2016
		Updates:
		Recommendation:
		File 1- Offield

First and Final Account and Report of Administrator and Petition for Allowance of Ordinary Commissions and Fees and for Distribution

DOD: 02/10/92	PUBLIC ADMINISTRATOR , is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Account period: 06/30/10 – 03/19/15	Minute Order 4/6/16: Counsel requests 60 days for sale of the real property.
	Accounting: \$107,198.00	As of 6/23/16, nothing further has been filed. The following issues exist:
Cont. from 012716, 030216, 040616	Beginning POH: \$107,198.00	
	Ending POH: \$105,000.00	
Aff.Sub.Wit.	Administrator: \$1,000.00 (less than statutory) – to be paid outside of the estate	1. If the real property is sold (per the 4/6/16 minute order), then amended petition and distribution will be necessary.
✓ Verified	Attorney: \$1,000.00 (less than statutory) – to be paid outside of the estate	2. This Petition was filed with a Fee Waiver. The Petition indicates that the distributees will be paying the costs of administration outside of the estate, but does not address the filing fee. Filing fee of \$435 is due to the Court at this time prior to distribution of the asset valued at \$105,000.00.
✓ Inventory	Bond Fee: \$268.00 (ok) – to be paid outside of the estate	
✓ PTC	Distribution, pursuant to intestate succession, is to:	
✓ Not.Cred.	Danece A. Hannah-Hamilton – ½ interest in real property	
✓ Notice of Hrg	Jennifer N. Hannah-Hamilton – ½ interest in real property	
✓ Aff.Mail w/		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters 04/7/92		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
✓ 9202		
✓ Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
✓ FTB Notice		
		Reviewed by: JF/skc
		Reviewed on: 6/23/16
		Updates:
		Recommendation:
		File 2- Hamilton

Attorney Cheryl L. Browns (for former Guardian Gloria Cuevas)
 Attorney Heather H. Kruthers (for Public Guardian, Temporary Guardian)

Probate Status Hearing Re: Report from the Public Guardian

		<p>PUBLIC GUARDIAN was appointed Temporary Guardian of the Estate by <i>Minute Order</i> dated 4/27/2016, from a status hearing set for failure of the Guardian of the Estate to file an inventory and appraisal and an accounting.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Note:</u> Pages 3, 4, and 5 are related siblings' estates.</p>
Cont. from		<p>Letters of Temporary Guardianship issued to the PUBLIC GUARDIAN on 5/5/2016, and expire on 6/29/2016.</p>	
Aff.Sub.Wit.			
Verified		<p>GLORIA CUEVAS, maternal grandmother, was appointed Guardian of the Person and Estate on 8/11/04. Inventory and appraisal was due January 2005. First account was due September 2005. <i>Letters</i> that were issued to her 9/10/04 have been REVOKED.</p>	
Inventory			
PTC		<p>Notice of Status Hearing set a hearing on 4/27/2016, and was mailed to Cheryl Browns and Gloria Cuevas on 3/22/2016. The mailing for Gloria Cuevas was returned as undeliverable. A second Notice of Status Hearing was mailed to Gloria Cuevas on 4/5/2016.</p>	
Not.Cred.			
Notice of Hrg		<p>Minute Order dated 4/27/2016 states: Ms. Browns represents to the Court that she has no knowledge of Gloria Cuevas. Furthermore, she represents that she has no records as she was burglarized in 2007, losing all electronic records. The Court orders Gloria Cuevas removed as Guardian of the Person and Estate forthwith, as she was duly noticed and no actions have been taken in this matter. The Court orders the matter referred to the Department of Social Services/Child Protective Services for CPS to take custody of the minor. The Court appoints the Public Guardian as Temporary Guardian of the Estate until further information can be gathered; Letters are to issue forthwith from the minute order.</p>	
Aff.Mail			
Aff.Pub.		<p align="center">~Please see additional page~</p>	
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

Reviewed by: LEG

Reviewed on: 6/23/16

Updates:

Recommendation:

File 3 - Atondo

3 Additional Page, Demetrius Atondo (GUARD/PE) Case No. 04CEPR00218

Status Report Regarding Estate filed by the PUBLIC GUARDIAN on 6/16/2016 states:

- By Minute Order on 4/27/2015, the Court removed Gloria Cuevas as guardian of the estate and appointed the Public Guardian.; the minute order from that date states, "The Court appoints the Public Guardian as Temporary Guardian of the Estate until further information can be gathered." No further information was provided by the Court to the Public Guardian of what was being requested of her;
- Deputy Public Guardian **RENEE GARCIA** is assigned this matter; Deputy Garcia spoke with attorney **JEFFREY PAPE**, who stated he manages the special needs trust for one of the children, **MIA MORENO**; he also said the children and their grandmother live in a house that is about 7-8 years old and is held in the names of the three children;
- Deputy Garcia tried to get a hold of another attorney who is involved, Attorney **DANIEL BARADAT**, but they have not been able to connect yet; Gloria Cuevas reported that Mr. Baradat arranged the "blocked accounts;"
- Ms. Cuevas said she has not received any money other than Social Security, which is **\$389/month** for each child; she further reported that any money she receives is for repairs to the house, and checks are made to companies doing work on the property;
- The two boys [*Demetrius Atondo and Devin Atondo*] attend school and the grandmother states they are C/D average students; Deputy Garcia looked at the boys' rooms and they were appropriately furnished for them; it appears they have the necessities as needed;
- As noted above, Deputy Garcia has not yet made contact with Mr. Baradat, so she does not know where the blocked accounts are or what is in them;
- Finding no wrong-doing by the former guardian, the Public Guardian requests that she be discharged as guardian and Ms. Cuevas restored to that position;
- In the alternative, the Public Guardian requires direction from the Court in order to know what information is expected of her.

Attorney Cheryl L. Browns (for former Guardian Gloria Cuevas)

Attorney Heather H. Kruthers (for Public Guardian, Temporary Guardian)

Probate Status Hearing Re: Report from the Public Guardian

		<p>PUBLIC GUARDIAN was appointed Temporary Guardian of the Estate by <i>Minute Order</i> dated 4/27/2016, from a status hearing set for failure of the Guardian of the Estate to file an inventory and appraisal and an accounting.</p> <p>Letters of Temporary Guardianship issued to the PUBLIC GUARDIAN on 5/5/2016, and expire on 6/29/2016.</p> <p>GLORIA CUEVAS, maternal grandmother, was appointed Guardian of the Person and Estate on 8/11/04. Inventory and appraisal was due January 2005. First account was due September 2005. Letters that were issued to her 9/10/04 have been REVOKED.</p> <p>Notice of Status Hearing set a hearing on 4/27/2016, and was mailed to Cheryl Browns and Gloria Cuevas on 3/22/2016. The mailing for Gloria Cuevas was returned as undeliverable. A second Notice of Status Hearing was mailed to Gloria Cuevas on 4/5/2016.</p> <p>Minute Order dated 4/27/2016 states: Ms. Browns represents to the Court that she has no knowledge of Gloria Cuevas. Furthermore, she represents that she has no records as she was burglarized in 2007, losing all electronic records. The Court orders Gloria Cuevas removed as Guardian of the Person and Estate forthwith, as she was duly noticed and no actions have been taken in this matter. The Court orders the matter referred to the Department of Social Services/Child Protective Services for CPS to take custody of the minor. The Court appoints the Public Guardian as Temporary Guardian of the Estate until further information can be gathered; Letters are to issue forthwith from the minute order.</p> <p align="center">~Please see additional page~</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Pages 3, 4, and 5 are related siblings' estates.</p>
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
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<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input checked="" type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>Reviewed by: LEG</p> <p>Reviewed on: 6/23/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 4 - Atondo</p>	

Status Report Regarding Estate filed by the PUBLIC GUARDIAN on 6/16/2016 states:

- By Minute Order on 4/27/2015, the Court removed Gloria Cuevas as guardian of the estate and appointed the Public Guardian.; the minute order from that date states, "The Court appoints the Public Guardian as Temporary Guardian of the Estate until further information can be gathered." No further information was provided by the Court to the Public Guardian of what was being requested of her;
- Deputy Public Guardian **RENEE GARCIA** is assigned this matter; Deputy Garcia spoke with attorney **JEFFREY PAPE**, who stated he manages the special needs trust; he also said the children and their grandmother live in a house that is about 7-8 years old and is held in the names of the three children;
- Deputy Garcia tried to get a hold of another attorney who is involved, Attorney **DANIEL BARADAT**, but they have not been able to connect yet; Gloria Cuevas reported that Mr. Baradat arranged the "blocked accounts;"
- Ms. Cuevas said she has not received any money other than Social Security, which is **\$389/month** for each child; she further reported that any money she receives is for repairs to the house, and checks are made to companies doing work on the property;
- The two boys [*Demetrius Atondo and Devin Atondo*] attend school and the grandmother states they are C/D average students; Deputy Garcia looked at the boys' rooms and they were appropriately furnished for them; it appears they have the necessities as needed;
- As noted above, Deputy Garcia has not yet made contact with Mr. Baradat, so she does not know where the blocked accounts are or what is in them;
- Finding no wrong-doing by the former guardian, the Public Guardian requests that she be discharged as guardian and Ms. Cuevas restored to that position;
- In the alternative, the Public Guardian requires direction from the Court in order to know what information is expected of her.

Attorney Cheryl L. Browns (for former Guardian Gloria Cuevas)
 Attorney Heather H. Kruthers (for Public Guardian, Temporary Guardian)

Probate Status Hearing Re: Report from the Public Guardian

		<p>PUBLIC GUARDIAN was appointed Temporary Guardian of the Estate by <i>Minute Order</i> dated 4/27/2016, from a status hearing set for failure of the Guardian of the Estate to file an inventory and appraisal and an accounting.</p> <p>Letters of Temporary Guardianship issued to the PUBLIC GUARDIAN on 5/5/2016, and expire on 6/29/2016.</p> <p>GLORIA CUEVAS, maternal grandmother, was appointed Guardian of the Person and Estate on 8/11/04. Inventory and appraisal was due January 2005. First account was due September 2005. <i>Letters</i> that were issued to her 9/10/04 have been REVOKED.</p> <p>Notice of Status Hearing set a hearing on 4/27/2016, and was mailed to Cheryl Browns and Gloria Cuevas on 3/22/2016. The mailing for Gloria Cuevas was returned as undeliverable. A second Notice of Status Hearing was mailed to Gloria Cuevas on 4/5/2016.</p> <p>Minute Order dated 4/27/2016 states: Ms. Browns represents to the Court that she has no knowledge of Gloria Cuevas. Furthermore, she represents that she has no records as she was burglarized in 2007, losing all electronic records. The Court orders Gloria Cuevas removed as Guardian of the Person and Estate forthwith, as she was duly noticed and no actions have been taken in this matter. The Court orders the matter referred to the Department of Social Services/Child Protective Services for CPS to take custody of the minor. The Court appoints the Public Guardian as Temporary Guardian of the Estate until further information can be gathered; Letters are to issue forthwith from the minute order.</p> <p align="center">~Please see additional page~</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Pages 3, 4, and 5 are related siblings' estates.</p>
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
✓	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		<p>Reviewed by: LEG</p> <p>Reviewed on: 6/23/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 5- Moreno</p>	

5 Additional Page, Mia Monai Moreno (GUARD/PE) Case No. 04CEPR00228

Status Report Regarding Estate filed by the PUBLIC GUARDIAN on 6/16/2016 states:

- By Minute Order on 4/27/2015, the Court removed Gloria Cuevas as guardian of the estate and appointed the Public Guardian.; the minute order from that date states, "The Court appoints the Public Guardian as Temporary Guardian of the Estate until further information can be gathered." No further information was provided by the Court to the Public Guardian of what was being requested of her;
- Deputy Public Guardian **RENEE GARCIA** is assigned this matter; Deputy Garcia spoke with attorney **JEFFREY PAPE**, who stated he manages the special needs trust; he also said the children and their grandmother live in a house that is about 7-8 years old and is held in the names of the three children;
- Deputy Garcia tried to get a hold of another attorney who is involved, Attorney **DANIEL BARADAT**, but they have not been able to connect yet; Gloria Cuevas reported that Mr. Baradat arranged the "blocked accounts;"
- Ms. Cuevas said she has not received any money other than Social Security, which is **\$389/month** for each child; she further reported that any money she receives is for repairs to the house, and checks are made to companies doing work on the property;
- Ward Mia Moreno is 18 and has an 8 month old baby; Mia did not complete school and dropped out after having her baby; Ms. Cuevas stated Mia wants to return to school and may need to attend adult school; Deputy Garcia suggested she contact CVRC for services;
- The two boys [*Demetrius Atondo and Devin Atondo*] attend school and the grandmother states they are C/D average students; Deputy Garcia looked at the boys' rooms and they were appropriately furnished for them; it appears they have the necessities as needed;
- As noted above, Deputy Garcia has not yet made contact with Mr. Baradat, so she does not know where the blocked accounts are or what is in them;
- Finding no wrong-doing by the former guardian, the Public Guardian requests that she be discharged as guardian and Ms. Cuevas restored to that position;
- In the alternative, the Public Guardian requires direction from the Court in order to know what information is expected of her.

6 Maria Marez, Daniel Marez, Briahana Marez & Arturo Nunez (Guard/P)
Case No. 06CEPR01163

Petitioner: Maria C. Lopez (pro per)

Petition for Appointment of Temporary Guardian of the Person

		Temporary Expires 6/29/16	NEEDS/PROBLEMS/COMMENTS:
		General Hearing 7/20/16	
		MARIA C. LOPEZ , maternal grandmother, is petitioner. Please see petition for details.	This petition is as to ARTURO NUNEZ only. Petitioner was previously appointed guardian of Maria, Daniel and Briahana.
Cont. from 060116, 061516			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input checked="" type="checkbox"/>	Pers.Serv.	W/	
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: KT
			Reviewed on: 6/24/16
			Updates: 6/28/16
			Recommendation:
			File 6- Marez & Nunez

Petitioner Jennifer Young (Court Investigator)

Conservator Gayle Libby

Probate Status Hearing Re: Receipt of Transfer

		Court Investigator Jennifer Young filed a <i>Petition for Transfer</i> on 11/2/2015.	NEEDS/PROBLEMS/COMMENTS: OFF CALENDAR Notice of Receipt of Papers and Pleadings from Tulare County filed 4/20/2016.
Cont. from 033016			
Aff.Sub.Wit.			
Verified			
Inventory			
Transfer	X		
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: LEG	
		Reviewed on: 6/23/16	
		Updates:	
		Recommendation:	
		File 7- Libby	

Status RE: Filing of the Annual or Biennial Account.

		<p>CLAUDIA KENNISON and RHONDA KENNISON, daughter and granddaughter, are Co-Conservators with bond of \$61,038.63.</p> <p>The Co-Conservators' First Account covering the period of 1/13/09 through 12/31/09 was settled 7/13/10.</p> <p>On 5/12/16, the Court set this status hearing re filing of the next account and sent notice to the attorney and both co-conservators.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Second Account pursuant to Probate Code §2620 or written status report pursuant to Local Rule 7.5.</p>
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 6/23/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 8- Ihde</p>	

**First and Final Account and Report of Administrator and Petition for its
Settlement for and award of Commissions and fees and Final Distribution**

DOD: 12/7/11		GLORIA HAGOPIAN , Successor Administrator, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. On 5/11/15 the Court accepted the Report of former Administrator Kirk Hagopian but did not approve of or ratify his acts as the former administrator. In addition the Court ordered a surcharge of \$9,500 was warranted due to the misappropriation of estate assets. Mr. Wall was to prepare an order to be circulated and approved as to form and content. The order as not been submitted for approval and this final accounting does not address the surcharge of Kirk Hagopian. 2. Proposed distribution provides that 1/11 th share is to be set aside for Michael Milano. The funds will be held at the Fresno County Office of Auditor-Controller-Treasurer-Tax Collector until Michael can be located. If he cannot be located the funds will escheat to the State of California. The distribution for Michael Milano should only escheat to the State of California if there are no known beneficiaries of the decedent. I this case here are other heirs. If Michael Milano cannot be located within 5 years then the property should be allowed to distribute to the other known heirs. Please see additional page
		Accounting - \$166,361.50	
		Beginning POH - \$166,279.84	
		Ending POH - \$166,361.50	
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	Administrator (statutory) - \$5,990.85	
<input checked="" type="checkbox"/>	Inventory	Costs (Gloria Hagopian)- \$2,521.58 (filing fee, taxes, publication)	
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.	Attorney (statutory) - \$5,990.85	
<input checked="" type="checkbox"/>	Notice of Hrg	Attorney X/O - \$8,070.00 (sale of real property, attempts to recover misappropriated assets, defense of heirship petition)	
<input checked="" type="checkbox"/>	Aff.Mail	Costs (Wall) - \$724.63 (certified copies, copies, postage)	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen	Attorney (Leigh Burnside)- \$13,545.00 (hired by Administrator Kirk Hagopian to file a lawsuit to recover misappropriate assets.)	
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp	Costs (Burnside) - \$2,450.18 (service of process, publication, subpoenas)	
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order	Distribution, pursuant to Order Determining Heirship, is to: Brandenburger and Davis all of ten heirs shares in the sum of \$11,551.67 each; \$11,551.67 to be set aside for Michael Milano. The funds will be held at the Fresno County Office of Auditor-Controller-Treasurer-Tax Collector until Michael can be located. If he cannot be located the funds will escheat to the State of California.	
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input checked="" type="checkbox"/>	FTB Notice		
			Reviewed by: KT Reviewed on: 6/24/16 Updates: Recommendation: File 9- Smart

3. Order distributes the shares of all ten heirs represented by Brandenburger and Davis, to be distributed to their counsel Michael Morris, to distribute to the person entitled thereto. It appears that the estate should be distributed directly to the heirs, pursuant to the Order to Determine Heirship filed on 6/23/16 with Brandenburger and Davis receiving a 1/3 share of their clients' distribution, pursuant to the order.

Status Hearing Re: Filing of the First Account or Petition for Final Distribution

DOD: 2/24/14		RACHELLE IRELAND , Daughter, was appointed Executor with Full IAEA without bond on 4/16/15.	NEEDS/PROBLEMS/COMMENTS:
		At hearing on 4/16/15, the Court set this status hearing re filing the first account or final account.	<p>Minute Order 3/23/16: The Court reviews a letter dated 2/23/16 from Trustee Corp. stating that the mortgage loan for the North Fork property was referred to their firm for foreclosure; the letter further states that parties may have alternatives available to avoid sale. Counsel represents that there is not enough funds in the estate to get the property out of foreclosure. The Court admonishes that the personal representative may be held responsible for any losses.</p> <p>As of 6/23/16, nothing further has been filed.</p> <p>1. Need First Account or Petition for Final Distribution or current written status report per Local Rule 7.5.</p>
Conf. from 061215, 071515, 090915, 032316		Status Report filed 3/22/16 states the decedent owned a one half interest in her residence on N. Callisch in Fresno with her partner, Gary Pritchard. The short sale completed 8/21/15 with no proceeds to the estate. The rental property in North Fork was listed for sale and recently the realtor Rusty Smith moved out of the North Fork area and unlisted the property without proper notification.	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters 4/17/15	The Executrix was in the process of finding another realtor when Chase Bank notified her and the tenants that they are starting foreclosure proceedings. The date of death appraised value is \$105,000. The mortgage is approx. \$83,000. The rental payments were going towards the monthly mortgage payments. The property taxes more than doubled in 2015-2016, which caused a significant rise in the monthly mortgage payment from \$626.36 to \$818.08. Rent is \$740, but Bass Lake Realty is the property manager who collects rent and handles day to day management, so after their pay, net rent received is \$666. The estate had previously raised the rent, but due to the dilapidated condition and many issues with the property, it cannot be raised any further.	
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order	Because there were limited funds in the estate, it could no longer pay the shortfall and was forced to stop making the monthly mortgage payments in November 2015. The renters are currently still in the property and making their monthly payments. In the beginning of March, Chase Bank served notices of intent to start foreclosure proceedings. The attorney has been in contact with Jan Ramos, the property manager, and she has informed her that the tenants intend to stay as long as possible. It is to the estate's advantage to keep the tenants in the rental property as long as possible.	
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice	The decedent also owned some minimal miscellaneous stocks that the estate is in the process of liquidating.	
		The estate cannot close until foreclosure proceedings for the North Fork property have concluded. Therefore, further continuance of 90 days is requested.	
			<p>Reviewed by: skc</p> <p>Reviewed on: 6/23/16</p> <p>Updates:</p> <p>Recommendation: File 10- Stafford</p>

Petition to Fix Residence Outside the State of California

		ELAINE FRANCO , Maternal Grandmother and Guardian, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Petitioner's Declaration of Due Diligence filed 1/13/16 re Gabriel Medeiros, Ayden's father, states he is incarcerated; however, service is still required pursuant to Probate Code §2352. Petitioner should coordinate service with the facility, or provide further diligence. 2. Notice of Hearing filed 6/13/16 indicates service on Henry Esqueda and Dori Garcia. Need clarification as to who these parties are. Are these Ayla's paternal grandparents? (The Court was previously advised that Ayla's paternal grandparents were unknown.) Note: If granted, the Court will set a status hearing for <u>Wednesday, November 16, 2016</u> for establishment of a guardianship or its equivalent in the State of Texas pursuant to Probate Code §2352(d). Reviewed by: skc Reviewed on: 6/23/16 Updates: Recommendation: File 11- Medeiros & Lopez
		Petitioner was appointed Guardian of Ayden and Ayla on 1/26/16.	
	Aff.Sub.Wit.		
✓	Verified		
	Inventory	Father (Ayden): GABRIEL MEDEIROS - Declaration of Due Diligence filed 6/13/16	
	PTC		
	Not.Cred.		
✓	Notice of Hrg	Father (Ayla): BERNARD GARCIA - Personally served 6/6/16	
✓	Aff.Mail	w	
	Aff.Pub.		
	Sp.Ntc.	Mother: AMBER LOPEZ - Personally served 6/4/16	
✓	Pers.Serv.	w	
	Conf. Screen	Paternal Grandfather (Ayden): Louie Ponce - Mailed service 6/1/16	
	Letters	Paternal Grandmother (Ayden): Brandy Medeiros - Mailed service 6/1/16	
	Duties/Supp		
	Objections		
	Video Receipt	Paternal Grandfather (Ayla): Unknown	
	CI Report	Paternal Grandmother (Ayla): Unknown	
	9202		
✓	Order		
	Aff. Posting	Maternal Grandfather: Rosendo Lopez	
	Status Rpt		
	UCCJEA		
	Citation	Sibling: Arias J. Apodaca	
	FTB Notice	Petitioner requests that the Court authorize that the residence of the minors be fixed in League City, Texas (see petition for address) due to better job opportunities, more support, fresh start.	

Status RE: Informal Accounting of Closing Reserve

Age:			NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR</u> Informal Accounting of Closing Reserve was filed 6/23/16
DOD:			
Cont. from			
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: skc
			Reviewed on: 6/23/16
			Updates:
			Recommendation:
			File 12- Jackson

13 Warren Barigian (Estate)**Case No. 14CEPR00607****Attorney Paganetti, Steven E. (of Newport Beach, Ca. for Executor Henry Barigian)****Attorney Stroh, Herbert A (for Ray Bergman – Creditor)****Probate Status Hearing RE: Filing of the First or Final Account**

DOD: 3/19/14	HENRY BARIGIAN , brother, was appointed Executor with full IAEA and without bond on 10/15/14.	NEEDS/PROBLEMS/COMMENTS: Minute Order of 04/06/2016: Mr. Paganetti requests 60 days. A verified status report is to be filed by 06/22/2016. Note: Please see Report of Status Administration filed 06/22/2016 on the final page.
	Letters Testamentary were issued on 10/16/14.	
	Inventory & Appraisal, Final filed 06/25/15- \$45,000.00	
Cont. from 040616		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice	<p>Minute Order of 01/13/2016 set this status hearing for the filing of the First and/or Final Account.</p> <p>Minute Order states: David Knudson is also specially appearing with Henry Barigian in conjunction with Mr. Paganetti. The Court admonishes Mr. Barigian regarding his duties and deadlines, then vacates the Order to Show Cause. Mr. Paganetti requests 90 days to investigate the judgment against the estate. Ms. Drews raises the issue of not receiving a copy of the Inventory and Appraisal and filed status reports, despite her filed Request for Special Notice. Mr. Knudson represents that they will address the issue.</p> <p>Objection to Report of Status Administration; Demand for Accounting; Declaration of N. Ellen Drews, Esq. filed 01/28/2016 states Bergman filed his Request for Special Notice in this matter on 03/09/2015. In his Request for Special Notice, Bergman requests special notice of all matters for which special notice may be requested, which include, amongst other things, inventories and appraisals of property, including supplements, accountings, reports of status of administration, objections to an appraisal, and petitions. Pursuant to Probate Code § 1252, if a request has been made for special notice of a hearing, the person filing the petition, report, account or other paper shall give written notice of the filing, together with a copy of the document and the time and place set for hearing, at least fifteen (15) days before the time set for hearing. If a request for special notice of the filing of an inventory and appraisal of the estate or of the filing of any other paper that does not require a hearing, the inventory and appraisal or other paper shall be mailed no later than 15 days after the paper was filed with the Court.</p> <p>Please see additional page</p>	

Reviewed by: LV
Reviewed on: 06/23/2016
Updates:
Recommendation:
File 13- Barigian

Objection continued: Executor filed a final Inventory and Appraisal with the court on 06/25/2015. Bergman was not served with a copy of the I&A until 01/25/2016, seven full months after the I&A was filed. It took a request in Court on 01/13/2016, and a letter from counsel for Executor filed a Status Report with the Court on 01/08/2016, which he also failed to timely or properly serve on Bergman. The Status Report was not served until 01/12/2016, by mail, and was received by counsel for Bergman on 01/14/2016, a day after the 01/13/2016 hearing.

Probate Code § 12201 (b) requires that the Status Report should have been accompanied by a notice of hearing that including the following language: "YOU HAVE THE RIGHT TO PETITION FOR AN ACCOUNT UNDER SECTION 10950 OF THE CALIFORNIA PROBATE CODE"

No such notice of hearing was provided, however Bergman hereby exercises his right to petition for an account under Probate Code § 10950. Executor repeatedly failed to serve Bergman timely with documents as required by the Probate Code. Despite filing a request for special notice, Bergman, a creditor of decedent is not being provided with the timely information necessary to enforce his rights. The I&A, which is particularly relevant to a creditor, was not served until seven months after it was filed, and only in response to two direct requests. Further, information about the creditor suit is critical in determining whether or not the estate may be closed, and Executor failed to report it in his Status Report. Berman is concerned about what else may be missing from the status report. Because Bergman is concerned that he and the Court lack full information regarding the estate, he believes that an interim accounting under Probate Code § 10950 would be appropriate. For the foregoing reasons, Bergman objects to Executor's Status Report as incomplete and demands an accounting under Probate Code § 10950.

Report of Status Administration filed 03/24/2016 states the inventory consisted of two assets: an undivided one-half interest in real property in the City of Fowler, which was appraised at \$45,000.00. The other asset of the estate is a judgment against Craig Burchfiel and All Encompass Financial, in the sum of \$132,210.75 obtained in Fresno County Superior Court case number 08CECG02829, which was appraised at no value. As of the date of this Status Report the estate has not realized any funds. Ray Berman a judgment creditor obtained a deficiency judgment in the amount of \$340,203.29 against the estate which included a judicial foreclosure against the real property located in Fowler, Ca. As a result of the foreclosure, there was sale which did not result in any money to the estate. The estates judgment against Craig Burchfiel and All Encompass Financial Services, Inc. is for \$132,210.75.

Based upon a recent asset search conducted through a third party agency, there does not appear to be any asset available for satisfaction of this judgment with the possible exception Craig Burchfiel is currently employed with the possibility obtaining a wage garnishment to obtain funds to satisfy this judgment.

The estate has no other assets or funds to pay administrative expenses. Various creditors claims have been filed. If any assets are recovered as a result of the judgment against Craig Burchfiel and All Encompass Financial Services, Inc. the amount will be applied toward payment of expenses of administration including executor fees, attorney's fees and court costs. Thereafter, any recovery will be applied toward payment of creditors claims. It is not known at this time whether there will be funds available to satisfy the judgment resulting in a payout on some of the creditors claims.

There is a pending legal action in Fresno County Superior Court Case No. 15CECG03310 filed on 10/23/2015 to set aside fraudulent transfer of real property and injunctive relief against Defendants including Henry Barigian in his capacity as personal representative for the estate of Warren Barigian.

Please see additional page

13(additional page) Warren Barigian (Estate) Case No. 14CEPR00607

A demurrer hearing on behalf of the estate was heard on 03/22/2016. The matter was taken under advisement by the court and there has been no ruling served by the court as of the date of this status report. It has recently come to the attention of the Executor, Henry Barigian facts which may amount to fraud on the court by creditor Ray Bergman in obtaining a judgment against Warren Barigian deceased which is the basis of Ray Bergman's creditors claim in this case in the form of perjured testimony at the time of trial.

Based upon the newly acquired information regarding the perjured testimony, it is the intent of Henry Barigian as Executor to deny the creditors claim by Ray Bergman. In the even the demurrer to the pending fraudulent conveyance legal action is denied, Executor Henry Barigian on behalf of the estate will be filing an answer denying all material allegations in the complaint and filing a separate cross complaint to set aside the underlying judgment which is the basis of Ray Bergman's creditors claim.

In view of all the above facts and circumstances it is the belief of the Executor, Henry Barigian the estate cannot be closed at this time in view of the uncertainty regarding collection of money to pay the judgment against Craig Burchfiel and All Encompass Financial Services Inc. Further, the estate cannot close at the present time due to the pending status of the fraudulent conveyance action in Fresno County Superior Court Case No. 08CEG02829.

Wherefore, petitioner requests that the court accept this Report of Status of Administration and that the court set a future status hearing for 180 days in order to evaluate the status collection efforts on the above referenced judgment and status of the pending above referenced legal action.

Declaration of Steven E. Paganetti Regarding Probate Statute Hearing for Filing First Account and Order to Show Cause filed 03/25/2016 states one of the objections by Creditor Ray Bergman is the objection based upon the failure to provide special notice to Bergman's counsel as requested by counsel on March 9, 2016. Bergman filed a creditors claim on 11/05/2014. A copy of the face sheet of the Creditors Claim is attached to the declaration as Exhibit 1 which lists Herbert A. Stroh from the law firm of Sinsheimer, Juhnke, McIvor & Stroh, LLP, 1010 Peach Street, P.O. Box 31, San Luis Obispo, Ca. 93406 as attorneys for Bergman. However, the address of the claimant listed as c/o David S. Hamilton, Esq. Sinsheimer, Juhnke, McIvor & Stroh, LLP, 1010 Peach Street, P.O. Box 31, San Luis Obispo, Ca. 93406. Attorney David Hamilton was the attorney on behalf of Berman who obtained the judgment of foreclosure and order for sale against Decedent, Warren Barigian.

On March 9, 2015 Bergman through his same counsel Herbert A. Stroh at Sinsheimer, Juhnke, McIvor & Stroh, LLP filed a request for Special Notice with a request to send the special notice to Herbert A Stroh attorney P.O. Box 31, San Luis Obispo, Ca. 93406 which was the same address as the creditors claim designation of attorney for Bergman. The status conference statement on 06/17/2015 was set to Ray Bergman c/o David Hamilton 1010 Peach Street, P.O. Box 31 San Luis Obispo, Ca. 93406, the same address as Bergman's counsel. It is Attorney Paganetti's recollection that Ms. Drews from the law firm of Sinsheimer, Juhnke, McIvor & Stroh, LLP appeared at the status hearing on 06/17/2015 on behalf of Bergman. The proof of service was signed by Linda Jebson who was a temporary staff person at Wild, Carter & Tipton at the time of service.

Bergman's counsel has appeared at the last report of status administration on 01/13/2016 and thereafter has filed an objection to the report of status administration and demand for accounting. There has been no prejudice shown to creditor Bergman since he has been apprised of each of the events reflected in this declaration including service on his prior counsel who was at the same office location as the request for special notice.

Please see additional page

Dept. 303, 9:00 a.m. Wednesday, June 29, 2016

Executor Henry Barigian's Opposition to Objection to Report of Status Administration; Demand for Accounting filed 03/25/2016 states creditor Bergman has objected to the prior 01/013/2016 report of Executor Henry Barigian based upon the contention the status report failed to advise the court regarding a pending creditor's suit and failed to provide notice to creditor Bergman after a request for special notice was served. As demonstrated by this opposition Creditor Bergman objections are moot since Executor Barigian has file an updated Status Report for the April 6, 2016 hearing which has corrected any of the alleged deficiencies, specifically the status pending legal action for fraudulent conveyance which included a claim against Henry Barigian as Executor of the Estate of Warren Barigian.

Under California Probate Code § 12201 (a) a status report is required to show the condition of the estate and the reasons why the estate cannot be distributed and closed. In the present case the updated status report of Executor Henry Barigian specifically details the status of the estate by designating the pending legal action in Fresno County Superior Court Case No. 15CECG03310 for fraudulent transfer of real property and injunctive relief by advising the court there was a demurrer hearing on 03/22/2016 where the court took the demurrer of the personal representative for the estate of Warren Barigian under advisement and there have not been any ruling as of the date of this status report filing. Further, Executor Henry Barigian advised based upon a recent asset check there may be funds available toward payment of the judgment previously obtained by Warren Barigian based upon the current employment of judgment debtor Craig Burchfiel. Based upon the above conditions, Executor Henry Barigian advised the court the estate could not be closed until the above conditions are resolved.

Based upon the above, it is respectfully submitted the updated status report of Executor Henry Barigian should be accepted and Objection denied.

Report of Status Administration filed 06/22/2016 states there has been no financial transactions involving the estate, which occurred since the last filing of a Report of Status Administration on March 24, 2016. The asset of the estate is in judgment against Craig Burchfiel and All Encompass Financial, in the amount of \$132,210.75 obtained in Fresno County Superior Court, Case No. 08CECG02829, which was appraised in the inventory as having no value. The estate has no other assets or funds to pay administrative expenses. Creditors have filed claims as follows:

- Ray Bergman: \$452,442.61
- Nancy Stegall: \$2,675.25
- California Franchise Tax Board: (Amount not specified)
- Henry Barigian (Executor): (Undermined)
- Unspecified: \$720.36

The executor filed a notice of rejection of Ray Bergman's claim on 06/16/2016. There is a pending legal action in Fresno County Superior Court Case No. 15CECG03310 filed on 10/23/2015, to set aside fraudulent transfer of real property and injunctive relief against Defendants, including Henry Barigian in his capacity as personal representative for the estate of Warren Barigian. A cross-complaint has been filed in this case against Ray Bergman to set the prior judgment obtained against Warren Barigian, which is the bases of Ray Bergman's claim upon the basis of fraud on the court. A trial in this case is currently set for 08/07/2017. In view of all the above facts, this estate cannot be closed at this time in view of the uncertainty regarding collection of money to pay the judgment against Craig Burchfiel and All Encompass Financial Services, Inc. and determination of whether Ray Bergman will ultimately have a claim in this estate.

Wherefore, petitioner requests the Court accept this Report of Status of Administration and that he Court set a future status hearing in 90 days pending the legal action. It is anticipated that mediation will take place within 90 days.

Dept. 303, 9:00 a.m. Wednesday, June 29, 2016

Status RE: Filing of the First Account

			NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR</u> First Account filed 6/17/16 is set for hearing on 8/4/16
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
			Reviewed by: skc
			Reviewed on: 6/23/16
			Updates:
			Recommendation:
			File 14- Simental

DOD: 02/11/2015	CHRISTIAN VON BEVERFOERDE , son, was appointed Executor with full IAEA without bond on 04/30/2015.	NEEDS/PROBLEMS/COMMENTS: 1. Need First Account or Petition for Final Distribution.
	Amended Letters issued on 09/23/2015.	
Cont. from		
Aff.Sub.Wit.	Final Inventory and Appraisal filed 05/29/2015 shows an estate valued at \$429,934.10.	
Verified		
Inventory		
PTC	Minute Order of 04/30/2016 set this status hearing for the filing of the First and or Final Account.	
Not.Cred.		
Notice of Hrg		
Aff.Mail	Status Report filed 06/20/2016 states the real property located at Shaver Lake, Ca. is the primary asset of the Decedent's estate. Said property has been listed for sale since June 14, 2015. The property is unique. There are two structures. A one bedroom cabin is located behind a commercial building. The commercial building has one bedroom apartment upstairs and an attached two bedroom apartment. Although the property has been actively marketed, there has been some interest but no viable offers. A major setback occurred with a water pipe break this past winter. The repairs have been on-going for several months, but no yet finished.	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting	The property was appraised by the Probate referee for \$400,000 and is currently listed for \$385,000. It is anticipated that once all repairs are completed, which will include new paint and flooring, the property should create more interest. When the water pipe broke the renter had to move out. The insurance did not cover the costs of repair. Until the property can once again be habitable the cash in the estate account needs to be reserved to cover final payment to the contractor and the expenses associated with the property. The estate is not in a condition to be closed.	
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LV
		Reviewed on: 06/23/2016
		Updates:
		Recommendation:
		File 15- Beverfoerde

Attorney Ryan M. Janisse (Petitioner; retained by Conservatee)
 Attorney Heather H. Kruthers (for Successor Conservator Public Guardian)

Petition for Order for Attorney Fees

		RYAN M. JANISSE , Attorney retained by Conservatee, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Note for background: The PUBLIC GUARDIAN was appointed Successor Conservator of the Person and Estate on 1/13/2016 and <i>Letters</i> issued on that date. <i>Minute Order</i> dated 3/2/2016 from the status hearing regarding the report of the Public Guardian states counsel reports that the Public Guardian has received the estate funds. No appearance is necessary at the status hearing if the [first account] is filed at least two court days prior. Matter is set for status hearing for filing of the Public Guardian's first account on 5/10/2017 .
		Petitioner states:	
Cont. from		<ul style="list-style-type: none"> Conservatee suffered a significant and debilitating stroke in November 2012; at the time of the stroke, Conservatee resided in San Mateo County; the stroke occurred while Conservatee was on a business trip in San Diego; San Mateo Conservatorship. Conservatee was placed under a temporary conservatorship in San Mateo County in December of 2012 with the appointment of his brother, BRADY EIDSON, as temporary conservator of both the person and estate; in February 2013, he resigned as conservator and sought the appointment of professional licensed fiduciary CAROLYN SADLER as conservator of the person and estate; Sadler's appointment as temporary conservator of the person and estate was confirmed on 2/28/2013, and she was appointed permanent conservator of the person and estate on 4/2/2013; Conservatee underwent surgery and rehabilitation in the Fresno area because both of his parents lived in Fresno; Conservatee's cognitive and communicative abilities were diminished by the stroke and the following surgery; Conservatee was ultimately discharged in February 2014 to live at his father's home in Fresno; 	
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W/	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order	X	
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		~Please see additional page~	Reviewed by: LEG Reviewed on: 6/24/16 Updates: Recommendation: File 16- Eidson

Petitioner states, continued:

- On 11/26/2014, Sadler filed a Motion for Order Transferring Venue to Fresno County and Tendering her Resignation, which was denied because Sadler failed to comply with the necessary procedures of petitioning for the appointment of a successor conservator for Conservatee; Counsel for Sadler was informed that he either (i) needed to seek the transfer of venue, and then petition for appointment of a successor conservator and for confirmation of resignation after venue transferred to Fresno County; or (ii) petition for appointment of successor conservator and confirmation of resignation in San Mateo, and then have the successor transfer venue; Sadler did neither;
- Instead, Sadler contacted the Fresno County Public Guardian and instructed that it file a Petition for Appointment as Successor Conservator; the Public Guardian ultimately did make this filing, despite its concerns regarding this being the correct procedure;
- Petitioner was first contacted by Conservatee's father regarding the case on 11/9/2015; at a subsequent meeting with Conservatee, concern was expressed regarding Sadler, and the procedure for having venue transferred. Conservatee expressed what can best be described as being in limbo with Sadler ignoring the matter and no successor conservator appointed to take the reins; Petitioner agreed he would check with the Public Guardian regarding the matter and make efforts to help shepherd the venue transfer to completion;
- **Retention.** Petitioner relayed that since Conservatee was conserved, he could not contract and therefore retain Petitioner; Petitioner was informed that Conservatee no longer had court-appointed counsel in San Mateo; Petitioner contacted Sadler, who falsely represented that Conservatee had counsel; Petitioner was appointed by the Fresno County Court;
- **Services Rendered on Behalf of Conservatee.** Petitioner contacted Ms. Kruthers, County Counsel for the Public Guardian, and confirmed that this matter was on their 'radar' and a Petition would be filed; upon receipt of Public Guardian's Petition, Petitioner reviewed the petition with the Conservatee; at the hearing on the Fresno Public Guardian's Petition, the Probate Examiner noted that venue had not been transferred; The Court noted that this was "chicken and egg" situation, and granted the Petition subject to Sadler resigning;
- **Issues After Fresno PG Appointed; Sadler's Actions After Fresno Hearing.** This matter took a turn for the worse after the Public Guardian was appointed (through no fault of Public Guardian); Sadler and her attorney represented that they would file an ex parte application to transfer venue and would cause Sadler to resign; neither occurred;
- **Contact by San Mateo Investigator.** On September 18, 2015, Petitioner was contacted by **JULI WEIDNER**, the San Mateo Probate Investigator; Ms Weidner was very concerned about Sadler and her attorney and their inability to transfer the matter; specifically, she was concerned that they simply had the Public Guardian file a Petition on their behalf and that they had not complied with appropriate means to transfer venue; Ms. Weidner asked that Petitioner prepare the Ex Parte Application to transfer venue in order to facilitate the venue transfer in light of Sadler and her attorney's inability to do so; Petitioner did prepare the application, but it was not filed;
- **OSC Set in San Mateo County and Order.** On 10/30/2015, the San Mateo Court did remove Sadler as the conservator at the OSC hearing; the Court ordered venue be transferred to Fresno County, but retained jurisdiction over Sadler's final account and fee request in light of her removal;

~Please see additional page~

Petitioner states, continued:

- During this delay, Petitioner appeared at a number of status hearings in Fresno; Throughout this process Petitioner corresponded with Public Guardian and Ms. Kruthers to keep them abreast of the situation in San Mateo;
- **Appointment of MELISSA KARLSTEN.** The San Mateo Court re-appointed prior court-appointed counsel to analyze the accounting; This was done on its own motion as Ms. Karlsten was involved with this matter earlier during the accounting period and the Court wanted to ensure that the accounting was properly evaluated; Attorney Melissa Karlsten, who was appointed prior and again recently as attorney for Conservatee, was awarded **\$3,000.00** for her fees in connection with the recent issues;
- **Accounting.** Petitioner objected to the Accounting and the approval of Sadler's fees request and the fee request of her attorney; the Court telegraphed that it was prepared to disallow the compensation in light of Sadler's removal and the objections; the Court granted a continuance to allow the parties an opportunity to reach a stipulation;
- **Other Concerns.** There were a number of other concerns regarding Sadler's acts, including her dealing with the personal property, the sale of Conservatee's business, among others, that arose in this dispute.
- **Stipulation.** Counsel under took much effort to resolve the issues and ultimately, a stipulation was reached; while Petitioner believes Sadler was probably liable for breaching her fiduciary duties, the cost to sue on such a claim would not warrant the recovery; Petitioner believes it was Conservatee's best interest to move on from Sadler and focus on the present and future;
- **Final Outcome of Sadler Issues.** It is unfortunate that Sadler's negligence and inability to navigate a straightforward transfer of venue lead to such active involvement on Petitioner's behalf; Petitioner worked diligently to represent Conservatee and bring the past issues to close;
- **Request for Fees.** Petitioner rendered a variety of services on behalf of the Conservatee; in light of the circumstances, Petitioner services were valuable to the Conservatee; in total, Petitioner spent in excess of **58** hours in this matter; a copy of the Petitioner's billing memorandum, which itemizes the date, time, description, and charge for the services rendered is attached as *Exhibit 1*;
- Petitioner's standard hourly rate for services is **\$250.00**; the reasonable value of the services provided is **\$14,562.50**; Petitioner has voluntarily reduced his requested fee to **\$13,000.00** as courtesy to the Client;
- Petitioner also requests reimbursement of **\$825.98** in costs advanced on behalf of the Conservatorship, as follows:
 - First Legal Network Filing Fee Redwood City **\$66.49**;
 - Courtcall Appearance, San Mateo, 10/30/15 **\$86.00**;
 - Courtcall Appearance, San Mateo, 1/22/15 **\$86.00**;
 - Courtcall Appearance, San Mateo, 2/22/15 **\$86.00**;
 - First Legal Network Filing Fee Redwood City **\$66.49**;
 - Filing fee on this Petition **\$435.00**.

Petitioner prays for an Order:

1. Fixing and allowing compensation to **GILMORE MAGNESS LEIFER** in the amount of **\$13,000.00** [for the period of 4/9/2015 to 3/8/2016]; and
2. Approving reimbursement of costs advanced in the amount of **\$825.98** to **GILMORE MAGNESS LEIFER**.

~Please see additional page~

NEEDS/PROBLEMS/COMMENTS, continued:

1. Notice of Hearing filed 5/25/2016 is the incorrect Judicial Council form, which is used for Decedent's Estates or Trusts only, and is not to be used for a hearing in a conservatorship matter. Court may require the proper Notice of Hearing form be used to provide notice of the instant Petition pursuant to Probate Code § 1460 and Local Rule 7.15.9(B).
2. Paragraph 9 of the *Petition* states Petitioner was appointed by the Fresno County Court. Local Rule 7.15.9(A) provides that at the time of appointment, the *Order Appointing Counsel* shall indicate whether the attorney is to be paid by the conservator of the estate, by the person represented, or by the County of Fresno at the court rate. Court records do not show that an *Order Appointing Counsel* has been filed in this matter as required, demonstrating that the Petitioner is court-appointed and the authorized source of payment.
3. *Petition* contains an itemization of costs which includes the following non-reimbursable costs pursuant to Local Rule Local Rule 7.17(B) totaling **\$390.98**, which are considered by the Court to be part of the cost of doing business:
 - Court runner fees Redwood City: **\$132.98**
 - Courtcall fees: **\$256.00.**
4. Need proposed Order.

Note Re Value of the Conservatorship Estate: Because an *Inventory and Appraisal* has not been filed in this matter due to the San Mateo proceedings, there is no actual basis upon which the Court may evaluate the justness and reasonableness of the amount of this fee request per Local Rule 7.16(A), in relation to the total value of the Conservatorship estate. For the Court's reference, the ***Status Report of the Public Guardian Regarding the Conservatorship filed 2/25/2016*** for the status hearing on 3/2/2016 states, in sum: The proceedings for the conservatorship were previously in San Mateo County, and remained open for the purposes of hearing the final account of the former conservator [hearing in the San Mateo matter was 3/22/2016.] On January 20, 2016, the Fresno County Public Guardian's office received a cashier's check in the amount of **\$315,248.13** from the former conservator, **CAROLYN SADLER**. The Public Guardian applied to become the representative payee for Mr. Eidson's Social Security benefits, but to date [2/25/2016] that responsibility has not been transferred to the Public Guardian. In order to keep receiving Mr. Eidson's automatic deposits, a small amount was left in his former bank account. As soon as the Public Guardian becomes the representative payee, she will request that the account be closed and all remaining funds be transferred to the Public Guardian's Office.

Attorney Janet L. Wright (for Petitioner Juanita Bennett, spouse)
 Attorney William J. Keeler, of Portland, Oregon (also for Petitioner Juanita Bennett, spouse)
 Attorney Kurt F. Vote; Scott D. Laird; Dylan J. Crobbsy, for Objector G. Dana French, Personal Representative of the Estate of Clarence Jesse Bennett)

Petition for Allowance of Late Claim

DOD: 6/26/2015		JUANITA BENNETT , surviving spouse, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Petitioner requests Court authorization for the filing of a late Creditor's Claim of \$2,136,000.00, plus judicial interest on \$1,166,400.00, plus contingent gift tax liability, based upon the following:	Notes Re Future Hearings: <ul style="list-style-type: none"> Petition for Payment of Family Allowed filed by JUANITA BENNETT is set for hearing on 8/31/2016. Probate Status Hearing Re: Settling of a Contested Hearing is set on 8/31/2016. Probate Status Hearing for filing of the first and/or final account is set on 11/30/2016.
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W /	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order	X	
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

Petitioner requests Court authorization for the filing of a late Creditor's Claim of \$2,136,000.00, plus judicial interest on \$1,166,400.00, plus contingent gift tax liability, based upon the following:

- Decedent died on 6/26/2015 and Letters Testamentary were issued to **G. DANA FRENCH** as Executor on 10/7/2015;
- The period for filing creditor's claims expired on 2/7/2016;
- Petitioner has been diligent in pursuing her claims against the Estate; prior to the expiration of the period for filing creditor's claims on 2/7/2016, Petitioner investigated and filed 3 timely claims based on financial matters pending as of Decedent's date of death;
- On 4/4/2016, almost 2 months after the expiration of the claims period, **CPA CURTIS WONG**, who advised both Petitioner and Decedent regarding tax matters, advised Petitioner that he anticipated she would owe a federal gift tax payment at the time of filing her request to extension on her 2015 tax returns;
- Until notified by Mr. Wong, Petitioner was not aware that she would be required to make payment in regard to her 2015 gifting as it was assumed either that she had sufficient federal unified credit to result in no gift tax, or that Decedent made arrangements to cover the tax liability;

~Please see additional page~

Reviewed by: LEG

Reviewed on: 6/24/16

Updates:

Recommendation:

File 17- Bennett

Petitioner states, continued:

- Petitioner had no knowledge of facts giving rise to the existence of her claim until receipt on 4/8/2016 from Mr. Wong of unsigned copies of gift tax returns forwarded to her upon her request, and her receipt from Mr. Wong on 4/14/2016 of the Extension of Time to File showing the tax amount due of **\$1,166,400.00**;
- Until receipt of the purported unsigned copies of gift tax returns, Petitioner was not aware that Decedent had been utilizing her unified credit to accomplish his lifetime gifting goals by reporting his gifting as Split Gifting with Petitioner;
- Petitioner cannot recall signing the gift tax returns, but does not deny that she may have signed them, as she signed many documents at Decedent's request;
- Petitioner denies being aware that split gift returns were ever filed, that gift tax payment was ever due, or that she had unified credit which was being utilized for Decedent's gifting program;
- Petitioner had no reason to know that she would owe gift taxes and in fact was encouraged by Decedent to make such gifts at a time when Decedent was continuing to assure Petitioner that he would be responsible for all taxes;
- This Petition is being filed within **60** days of Petitioner acquiring actual knowledge of facts reasonably giving rise to the existence of the claim set forth in the copy of the Creditor's Claim attached as *Exhibit A [the Creditor's Claim was filed with the Court on 5/16/2016]*;
- No order for final distribution has been made in this estate and the one year statute of limitations will not expire until 6/26/2016;
- Pursuant to Probate Code § 9103, notice is required to be given as provided in Probate Code § 1220, which requires notice to the personal representative and to all persons who have requested special notice (Petitioner is the only person who filed a request for special notice);
- Personal representative **DANA FRENCH**, Executor, will be given notice of this Petition.

Petitioner requests the Court order that Petitioner is allowed to file the late Creditor's Claim in the amount of \$2,136,000.00, plus judicial interest on \$1,166,400.00 (the amount of gift tax liability already paid by Petitioner) from 4/18/2016 through the date of payment.

Status RE: Filing of the Inventory and Appraisal

DOD: 6/6/15		<p>GENARO A. SALAS, Spouse, was appointed Administrator with Limited IAEA Authority and without bond on 1/27/16. Letters issued on 1/27/16.</p> <p>At the hearing on 1/27/16, the Court set this status hearing for the filing of the Inventory and Appraisal.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Inventory and Appraisal pursuant to Probate Code §8800 or written status report pursuant to Local Rule 7.5.</p>
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 6/23/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 18- Salas</p>	

Probate Status Hearing RE: Proof of Additional Bond Based on the Filed Value of the Estate

DOD: 10/4/2015	RONALD FREEMAN , father, was appointed administrator with will annexed with full IAEA. Bond was set at \$150,000.00.	NEEDS/PROBLEMS/COMMENTS:
	Letters issued 12/18/2015	
Cont. from 061516	Minute order dated 12/15/2015 set a status hearing re: the filing of the inventory and appraisal.	<u>Continued to 7/27/2016</u>
Aff.Sub.Wit.	I&A filed 4/20/2016 - \$484,831.59 consisting of:	
Verified	Real property - \$ 445,000.00 Cash	1. Need proof of increased bond.
Inventory	- \$ 3,063.00	
PTC	Misc. personal property - \$ 36,768.5	
Not.Cred.	Based on the inventory and appraisal value less encumbrances of \$250,000.00 and amount of bond presently posted, the bond should be increased to \$234,832.00 (for an additional bond of \$84,832.00).	
Notice of Hrg	Minute order dated 5/25/16 continued matter to 6/15/2016 and ordered Attorney Greg Roberts to be personally present in court or present via CourtCall on 6/15/16.	
Aff.Mail	Minute order dated 6/15/2016 continued matter to 6/29/2016 and states the Court needs a signed declaration as to why the additional bond is not necessary.	
Aff.Pub.	An ex parte application for order increasing bond was filed 6/22/2016 and order granted 6/23/2016, increasing the bond to \$185,000.00, based on the following:	
Sp.Ntc.	Contract sale price	
Pers.Serv.	of real property - \$395,000.00	
Conf. Screen	Less encumbrances - <250,000.00>	
Letters	Cash - 3,063.00	
Duties/Supp	Misc personal property - <u>36,768.59</u>	
Objections	Total \$ 184,831.59	
Video Receipt		Reviewed by: KT/SEF
CI Report		Reviewed on: 6/27/16
9202		Updates:
Order		Recommendation:
Aff. Posting		File 19- Freeman
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

20 Jatell Lambert, Damain Lambert, Donzell Askew (GUARD/P)**Case No. 15CEPR01184**

Petitioner Lambert, Jatell (Pro Per – Minor)

Petitioner Lambert, Damain (Pro Per – Minor)

Petition for Termination of Guardianship

Jatell Age: 16	JATELL LAMBERT, and DAMAIN LAMBERT, minors/wards, are petitioners. <u>Please see petition for details</u>	NEEDS/PROBLEMS/COMMENTS: Note to Judge: Petitioners Jatell Lambert, and Damain Lambert, are the wards/minors of this guardianship. 1. Need Notice of Hearing. 2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Termination of Guardianship for: <ul style="list-style-type: none">• James Askew (Guardian)• Chimene Lopez-Askew (Guardian)• Don Lambert (Father)• Jacie Kim Askew (Mother)• Paternal Grandfather (Unknown)• Martell Lambert (Paternal Grandmother)	
Damain Age: 13			
Donzell Age: 12			
Cont. from			
<input type="checkbox"/> Aff.Sub.Wit.			
<input checked="" type="checkbox"/> Verified			
<input type="checkbox"/> Inventory			
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.			
<input type="checkbox"/> Notice of Hrg			<input checked="" type="checkbox"/>
<input type="checkbox"/> Aff.Mail			<input checked="" type="checkbox"/>
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.			
<input type="checkbox"/> Conf. Screen			
<input type="checkbox"/> Letters			
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input checked="" type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
		Reviewed by: LV	
		Reviewed on: 06/24/2016	
		Updates:	
		Recommendation:	
		File 20- Lambert / Askew	

20

Petitioner Floresa Winchester-Wagner (Pro Per, granddaughter)
 Attorney Marvin T. Helon (Court-appointed for proposed Conservatee)
 Petition for Appointment of Probate Conservator

TEMPORARY DENIED			NEEDS/PROBLEMS/COMMENTS:
FLORESA WINCHESTER-WAGNER, granddaughter, is Petitioner and requests appointment as Conservator of the Person.			Continued from 5/25/2016. Minute Order states examiner notes provided in open court; continued due to the service issues that remain. Petitioner is to file declarations of due diligence at least 15 days prior to 6/29/2016. The Court gives permission for notice via Facebook or text messages that contain all pertinent information.
~Please see Petition for details~			
Court Investigator's Report was filed on 4/13/2016.			The following defects from the last hearing remain: 1. Petitioner filed on 3/21/2016 a <i>Corrections to Petition for Appointment of Probate Conservator</i> filed 3/10/2016, indicating that Item 1(k) of the <i>Petition</i> should be marked to request orders relating to dementia placement or treatment. <u>If Petitioner continues to seek dementia powers</u> , need <i>Attachment Requesting Special Orders Regarding Dementia</i> (Judicial Council form GC-313.) 2. <i>Capacity Declaration</i> of Ajit Singh Khaira, M.D., filed 3/18/2016 is incomplete and <u>does not support</u> the request for dementia powers nor for medical consent powers. Need <i>Medical Capacity Declaration</i> (Judicial Council form GC-335) in support of Petitioner's request pursuant to Probate Code § 1890(c).
Cont. from 042016, 052516			
<input type="checkbox"/>	Aff.Sub.Wit.		Reviewed by: LEG
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		Reviewed on: 6/23/16
<input type="checkbox"/>	PTC		Updates:
<input type="checkbox"/>	Not.Cred.		Recommendation:
<input checked="" type="checkbox"/>	Notice of Hrg		File 21- Grant
<input checked="" type="checkbox"/>	Aff.Mail	W / O	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input checked="" type="checkbox"/>	Pers.Serv.		
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input checked="" type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input checked="" type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Status RE: Proof of Bond

			<div>NEEDS/PROBLEMS/COMMENTS:</div> <div><div>OFF CALENDAR</div><div>Bond filed 5/31/16. Note: Status hearing re filing of the first account remains set for 7/26/17.</div></div>
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: skc
			Reviewed on: 6/23/16
			Updates:
			Recommendation:
			File 22- Bennett

Petition for Appointment of Guardian of the Person

		See petition for details.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Page A: Petition for Guardianship</p> <p>Page B: Petition for Special Immigrant Juvenile Findings</p> <p>Page C: Motion for Special Factual Findings Re Special Immigrant Juvenile Status</p> <p><u>Minute Order 5/25/16:</u> Continued due to the notice issues.</p> <p><u>As of 6/23/16, the following issues remain:</u></p> <ol style="list-style-type: none"> 1. Need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing per Probate Code §1511 on <u>Minor Leonel Sanchez</u>. 2. Proof of personal service on the father, Octavio Hernandez, is dated 10/6/16, which is a date that has not occurred yet. Need clarification re service on Mr. Hernandez. 3. Need <u>completed</u> Order and Letters. <p><u>Update 6/28/16:</u> The attorney has submitted new orders and Letters; however, the Order is incomplete at #7 and contains the wrong name for the minor in the title.</p> <p><u>Need revised <u>completed</u> Order Appointing Guardian of Minor.</u></p>	
Cont. from 052516				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			W
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.			W
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
✓	Clearances			
✓	Order			X
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 6/23/16	
			Updates: 6/28/16	
			Recommendation:	
			File 23A- Sanchez	

Petition for Special Immigrant Juvenile Findings

		See petition for details.	NEEDS/PROBLEMS/COMMENTS: 1. Need mandatory Judicial Council Form GC-224 Special Immigrant Juvenile Findings. Order submitted.
Cont. from 052516			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Reviewed by: skc	
		Reviewed on: 6/23/16	
		Updates: 6/28/16	
		Recommendation:	
		File 23B- Sanchez	

Motion for Special Factual Findings Regarding "Special Immigrant Juvenile Status"

	See petition for details.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 052516		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
Reviewed by: skc		
Reviewed on: 6/23/16		
Updates:		
Recommendation:		
File 23C- Sanchez		

23C

Spousal or Domestic Partner Property Petition

DOD: 7/2/2012		ELVIRA HERRERA , surviving spouse, is petitioner No other proceedings Decedent died intestate Petitioner states – see notes 1 and 2	NEEDS/PROBLEMS/COMMENTS: Minute order dated 5/25/2016 continued matter to 6/29/2016 to cure defects. As of 6/23/2016, no new documents have been filed and the following issues still exist: Need amended petition: 1. Need attachment 7 to petition stating facts upon which petitioner bases the allegation that all or a part of the estate of the deceased spouse is property that either passes or belongs to her, pursuant to Probate Code 13651 (a)(3)(4). 2. Items 7a and 7b of petition are blank regarding what relief is being requested by petitioner. Need attachments 7a and/or 7b to petition. 3. Item 5a(2) is incomplete regarding if decedent is survived by issue of a predeceased child. 4. A fee waiver was filed in this matter. Court fees are considered costs of administration; therefore, a \$435 filing fee is due for the Spousal Property Petition.
Cont. from 052516			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w/		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Reviewed by: SEF
Reviewed on: 6/23/2016
Updates:
Recommendation:
File 24- Herrera

Petition for Appointment of Guardian of the Person

See petition for details.			NEEDS/PROBLEMS/COMMENTS:
			If this petition goes forward, the following issues exist.
			1. Gary Sapien, Father, signed the Nomination section of the form GC-211, but not the Consent and Waiver of Notice section. Therefore, the Court may require personal service of Notice of Hearing with a copy of the petition on Gary Sapien per Probate Code §1511.
	Aff.Sub.Wit.		2. Petitioner listed a step-grandfather instead of the biological maternal grandfather. Need proof of service of Notice of Hearing with a copy for the petition at least 15 days prior to the hearing on the maternal grandfather per Probate Code §1511, or consent and waiver of notice, or declaration of due diligence.
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W	
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.	W	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		Reviewed by: skc
	Status Rpt		Reviewed on: 6/23/16
✓	UCCJEA		Updates:
	Citation		Recommendation:
	FTB Notice		File 25- Sapien

Petitioner Ramirez, Anissa (Pro Per – Half Sister)

Petition for Appointment of Guardianship of the Person

Elijah Age: 11	<p><u>TEMPORARY EXPIRES 06/29/2016</u></p> <p>ANISSA RAMIREZ, half-sister, is petitioner.</p> <p><u>Please see petition for details</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order of 05/11/2016 regarding Temporary Petition: Petition granted to preserve the status quo. The Court orders supervised visitation with father every Saturday for 3 hours between 11-2 at McDonald's on Kings Canyon and Cedar. Time and place may change if mutually agreed upon. Anissa is to have the minor in her eye site and be able to listen during the visitation.</p>
David Age: 15		
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input checked="" type="checkbox"/> Pers.Serv.		
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: LV
		Reviewed on: 06/24/2016
		Updates:
		Recommendation:
		File 26- Ozuna/ Salazar

Petition to Determine Succession to Real Property

DOD: 11/15/2009	ROY CARDENAS , son, is petitioner		NEEDS/PROBLEMS/COMMENTS:
	40 days since DOD		
	No other proceedings		Minute order dated 6/8/2016 continued matter to 6/29/2016 and states counsel is directed to notice the heirs regarding the disclaimer issue or obtain assignments. Matter was also set for a status hearing on 6/29/2015 re: status of disclaimers or amended petition (see related page 27B).
Cont. from 060816	I&A - \$85,000.00		
<input type="checkbox"/> Aff.Sub.Wit.			As of 6/23/2016, no new documents have been filed and the following issues still exist:
<input checked="" type="checkbox"/> Verified			
<input checked="" type="checkbox"/> Inventory	Decedent died intestate		1. Four of the decedent's children have disclaimed their interest in the estate. Probate Code §275 et seq states if a beneficiary disclaims their interest in an estate, the disclaimer acts as if the disclaiming party predeceased the decedent. Therefore, the issue of Juan G. Cardenas, Aurelia M. Langford, Juan Manuel Cardoza and Jose Luis Cardoza (if any) are successors in interest to the property and are entitled to an intestate share of this estate. Need the names, relationships, ages and addresses of any issue of:
<input checked="" type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.	Petitioner requests Court determination that decedent's 100% interest in real property located at 276 E. Hawthorne Avenue, Coalinga CA pass to him pursuant to disclaimers of interest and intestate succession.		a. Juan G. Cardenas b. Aurelia M. Langford c. Juan Manuel Cardoza d. Jose Luis Cardoza
<input checked="" type="checkbox"/> Notice of Hrg			
<input checked="" type="checkbox"/> Aff.Mail	w/		Reviewed by: SEF
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			Reviewed on: 6/23/2016
<input type="checkbox"/> Pers.Serv.			Updates:
<input type="checkbox"/> Conf. Screen			Recommendation:
<input type="checkbox"/> Letters			File 27A- Cardenas
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			

Probate Status Hearing RE: Filing of Disclaimers or an Amended Petition

DOD: 11/15/2009	<p>ROY CARDENAS, son, filed a petition to determine succession to real property, requesting decedent's 100% interest in real property pass to him pursuant to disclaimers of interest and intestate succession.</p> <p>Four of the decedent's children disclaimed their interest in the estate. Probate Code §275 et seq states if a beneficiary disclaims their interest in an estate, the disclaimer acts as if the disclaiming party predeceased the decedent. Therefore, the issue of Juan G. Cardenas, Aurelia M. Langford, Juan Manuel Cardoza and Jose Luis Cardoza (if any) are successors in interest to the property and are entitled to an intestate share of this estate. Examiner notes stated the Court needs the names, relationships, ages and addresses of any issue of:</p> <ul style="list-style-type: none"> • Juan G. Cardenas • Aurelia M. Langford • Juan Manuel Cardoza • Jose Luis Cardoza <p>Minute order dated 6/8/2016 set a status hearing re: the status of the disclaimers and or amended petition and directed counsel to notice the heirs regarding the disclaimer issue or obtain assignments.</p>	NEEDS/PROBLEMS/COMMENTS:
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		<p>Reviewed by: SEF</p> <p>Reviewed on: 6/23/2016</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 27B- Cardenas</p>

Petitioner Bowman, Kyra Cowardin (Pro Per – Non-Relative)

Petition for Appointment of Temporary Guardian of the Person

Age: 2		GENERAL HEARING 08/15/2016 KYRA COWARDIN BOWMAN , non-relative, is petitioner. <u>Please see petition for details</u>	NEEDS/PROBLEMS/COMMENTS: 1. Need Notice of Hearing. 2. Need proof of personal service five (5) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Temporary Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> Father (Unknown) Ruby Hendrix (Mother) – Unless the Court dispenses with notice. Note: Declaration of Due Diligence filed 06/16/2016.	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input type="checkbox"/>	Notice of Hrg			x
<input type="checkbox"/>	Aff.Mail			
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			x
<input checked="" type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
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<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
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<input type="checkbox"/>	Status Rpt			
<input checked="" type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
Reviewed by: LV Reviewed on: 06/24/2016 Updates: Recommendation: File 28- Hendrix				

Petitioner: Demesha Hull (Pro per – Sister)

Petition for Appointment of Temporary Guardian of the Person

		<u>TEMPORARY EXPIRES 6/29/2016</u>	NEEDS/PROBLEMS/COMMENTS:
		<u>General Hearing 8/10/2016</u>	
		DEMESHA HULL, sister, is petitioner	<p>Minute order dated 6/22/2016 continued matter to 6/29/2016, stating parents need to be properly served. Demesha Hull is to file a declaration with her work schedule before 6/29/2016. If she is not working on 6/29/2016, she is to appear in court to get the future hearing date.</p> <p>As of 6/27/2016, no new documents have been filed and the following issues still exist:</p> <ol style="list-style-type: none"> 1. Need <i>Notice of Hearing</i>. 2. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> with copy of temporary petition <u>or</u> consents and waivers of notice <u>or</u> declarations of due diligence for: <ol style="list-style-type: none"> a. Demetrius Hull (father) b. Tina Hull (mother) 3. Need declaration re: Demesha Hull's work schedule, per minute order dated 5/22/2016.
		See petition for details.	
Cont. from 062216			
	Aff.Sub.Wit.		
✓	Verified		
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	PTC		
	Not.Cred.		
	Notice of Hrg	x	
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	Sp.Ntc.		
	Pers.Serv.	x	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: SEF
			Reviewed on: 6/27/2016
			Updates:
			Recommendation:
			File 29- Hull